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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Ferrero, S, et al	) Docket No. MGP.P.US0081 ) Art Unit: 1772
For: Article Comprising Light Absorbent	) Art Onit: 1772 ) Examiner: Charles Dooner
Composition to Mask Visual Haze and Related Methods	I hereby certify that this correspondence is bein deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents P. O. Box 1450 Alexandria, vA 22313-1450 or
Serial No. 10/769,167	facsimile transmitted to the U.S. Patent and Trademark Office on January 6, 2006.
Filed: 1/30/2004	Edwin A. Sisson, Registration No. 48,723

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sirs:

## INFORMATION DISCLOSURE IN COMPLIANCE WITH 37 C.F.R. §1.98

As a means of complying with the duty of disclosure set forth in 37 C.F.R. §1.56, the Applicants are calling the following to the attention of the Patent Office and request that they be considered by the Examiner:

United States Patent No. 6 174 655

Column 2, line 1 - column 3, line 25

Column 13, line 40 - line 45

United States Patent No. 5 674 618

Whole Document 01/11/2006 NNGUYEN1 00000007 10769167

European Patent EP A-0 921 144 (enclosed)

Page 2, line 45 - page 3, line 5

Paragraph '0053!'; Claims Examples

European Patent EP A-1 167 447 (enclosed)

Whole document

World Patent WO 02/38673 A (enclosed)

Whole document

World Patent WO 03/029349 A (enclosed)

Page 2, paragraphs 3, 4;

Claims

World Patent WO 00/34377 A (enclosed)

Page 5, line 15 - line 20; Page 21, line 1 - line 7;

Page 21, line 25 - line 28;

Claim 18

These prior art documents were part of the International Preliminary Report on Patentability of the instant specification. The other patents in the Search Report have already been submitted and considered by the Examiner. For completeness these are

United States Patent No. 4 6545 249

column 1, line 67 – column 2, line 27; column 4, line 52- line 65; examples

United States Patent No. 5 475 046

Column 1, line 60 - column 2, line 15; claims

United States Patent No. 5 633 080

Column 2, line 5 - line 24;

Column 2, line 66 - column 3, line 19;

Claims 11, 13

All of these patents may be relevant as they were cited in the preliminary search report. The final version of the search report reads

[United States Patent No. 5 633 080] was considered the closest prior art with the difference between [United States Patent No. 5 633 080] and claim 1 is that in [United States Patent No. 5 633 080], glass spheres are added instead of light absorbent composition which absorbs specifically at wavelength which correspond to the dimensions of the domains of the fillers (380-720nm).

Since there are no comparative examples according to [United States Patent No. 5 633 080] in the present application, the objective technical problem is to provide further polymer (polyester) compositions present no haze effect. In the different documents cites which relate to the decrease of haze and to more clarity of films made with such polyester (polymer) ([United States Patent No. 5 475 046 and United States Patent No. 5 674 618]), such technical problem is not solved by the specific colorants used. It is merely solved by the size reduction of the particles and their amounts in the film.

The above-listed references may not be prior art under 35 U.S.C. §102 and this document should not be construed as an admission that any of the above-listed references are prior art within the meaning of 35 U.S.C. §102. A copy of the above foreign patents, Form PTO-1449, the credit card submission form PTO-2038 with an authorized charge of \$180.00 are enclosed herewith. The Commissioner is also authorized to charge any overages or apply any credits to deposit account number 50-3651.

Respectfully submitted.

Elwin & Same

Edwin A. Sisson, Attorney at Law, LLC 2845 Woodhaven Drive Medina, Ohio 44256 Edwin A. Sisson Attorney For Applicants Registration No. 48,723 JAN 1 0 2006

Sheet 1

PTO/SB/08A (08-03) Approved for use through 07/31/2006, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary) of 1

Complete if Known		
Application Number	10/769,167	
Filing Date	1/30/2004	
First Named Inventor	Ferrero, S	
Art Unit	1772	
Examiner Name	Charles Dooner	
Attorney Docket Number	MGP.P.US0081	

Examiner Cite			Publication Date	T DOCUMENTS  Name of Patentee or	Pages, Columns, Lines, Where
Initials* No.1	Number-Kind Code <sup>2 (f known)</sup>	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear	
		<sup>US-</sup> 6174655	01-16-2001	Shirokura Yukio et a	
		<sup>US-</sup> 5674618	10-07-1997	Woo Seung Soo et al	
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Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> "Number* "Kind Code <sup>8</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	т⁰
		EP-A-0921144	06-09-1999	Mitsubishi Chem		
		EP-A-1167447	01-02-2002	Sinco Ricerche		
		WO 02/387673 A	05-16-2002	Valspar Corp		
		WO 03/029349 A	04-10-2003	Sinco Ricerche		
		WO 00/34377 A	06-15-2000	Eastman Chem Co		
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Examiner Signature	/Christopher Bruenjes/	Date Considered	03/03/2008
considered. In	initial if reference considered, whether or not citation is in conformance with MPEP 609. clude copy of this form with next communication to applicant. Applicant's unique citation to Documents at www.ustor.gov.or.MEPE 901.04.3 Enter Office that issued the document.	n designation num	ber (optional). 2 See Kinds Codes of

Japanese patent documents, the indication of the year of the reign of the Emperor must precede the senial number of the patent document. \*Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. \*Applicant is to place a check mark here if English language Translation is attached.

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Translation of information is required by 37 CFR 197 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USFTO to process) an application. Confidentiality is governed by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 2 has to complete, including gathering, perspering, and submitting the completed application from the but SPTO. Three will vary depending upon the individual case. Any comments on the amount of time you require to complete this from another suppressions for reducing this butter, about be sent to the Chile Information Officer, U.S. Patent and Translation Chile P.O. Dea 1450, Authority, M. 2021 ADD AND SENSOR S TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.